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Application No. 10/682,346

Terminal Disclaimer dated March 23, 2006

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/682,346

Applicants : BORDELEAU et al.

Filed : October 10, 2003

For : HOPPED MALT BEVERAGE HAVING ENHANCED LIGHT STABILITY

Art Unit : 1761

Examiner : Pearse, A.O.

Attorney Docket: 6.30.3087 US CIP 5 (LBT020US-B)

**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

I declare that I am the attorney of record for Labatt Brewing Company Limited, 303 Richmond Street, P.O. Box 5050, London, Ontario N6B 2H8 Canada, and I am authorized to execute this declaration on behalf of the corporation.

I reviewed all of the documents in the chain of title of the patent application identified above and, to the best of my knowledge and belief, title to the above-identified U.S. application is solely in the assignee, Labatt Brewing Company Limited. The assignment was recorded at Reel 010439, Frame 0874.

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Labatt Brewing Company Limited disclaims the terminal part of any patent granted on U.S. Patent Application Serial Number 10/682,346 that would expire beyond the expiration of the first to expire of U.S. Patent Numbers 5,582,857 and 5,811,144, which are also owned by Labatt Brewing Company Limited by assignment. Labatt Brewing Company Limited does not disclaim any terminal part of any patent granted on the above-identified application prior to expiration of the full statutory term, as currently shortened by any terminal disclaimer, of U.S. Patent Numbers 5,582,857 or 5,811,144, in the event that either patent expires for failure to pay a maintenance fee, is held unenforceable or found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated.

Labatt Brewing Company Limited agrees that any patent so granted on U.S. Patent Application Serial Number 10/682,346 shall be enforceable only for and during such period that the patent of U.S. Patent Application Serial Number 10/682,346 is commonly owned with U.S. Patent Numbers 5,582,857 and 5,811,144. This agreement shall run with any patent granted on the above-identified U.S. patent application and shall be binding upon the grantee, its successors, and assigns.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

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punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

23 MAR 2006

Date



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